

STATE OF TENNESSEE

PRIVATE CHAPTER NO. 34

HOUSE BILL NO. 2408

By Representative Mumpower

Substituted for: Senate Bill No. 2375

By Mr. Speaker Ramsey

AN ACT to amend Chapter 496 of the Private Acts of 1929; as amended by Chapter 24 of the Private Acts of 1997 and Chapter 82 of the Private Acts of 2004; and any other acts amendatory thereto, relative to the charter of the Town of Bluff City.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Article III, Section 5 of Chapter 496 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other act amendatory thereto, is amended by deleting the following language:

Until otherwise provided by ordinance the regular meetings of the board shall be held at seven o'clock P.M. (Eastern Standard Time) on the first and third Thursdays of each month.

and by substituting instead the following:

Unless otherwise provided by ordinance the regular meetings of the Board shall be held at seven o'clock p.m. (Eastern Standard Time) on the second Thursday of each month.

SECTION 2. Article III, Section 6 of Chapter 496 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other act amendatory thereto, is amended by deleting the section in its entirety and substituting instead the following:

Section 6. Vacancies in the office of Alderman. In the event a vacancy occurs in one (1) or two (2) seats on the board of mayor and aldermen, the vacancies shall be filled by majority vote of the remaining members of the board for the unexpired portion of the term. In the event there are three (3) or more vacancies on the board, the Sullivan County election commission shall be notified and shall immediately call a special election for the purpose of filling the board vacancies for the unexpired portion of each term.

SECTION 3. Article III, Section 7 of Chapter 496 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, Chapter 82 of the Private Acts of 2004, and any other act amendatory thereto, is amended by deleting the first sentence of that section in its entirety and substituting instead the following:

At the first meeting in June of the board following the general town election, or as soon thereafter as possible, the board shall choose from its membership a Vice-Mayor to serve as Mayor in the Mayor's absence or disability.

SECTION 4. Article III, Section 11 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other acts amendatory thereto, is amended by deleting the section in its entirety.

SECTION 5. Article V, Section 1 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other acts amendatory thereto, is amended by deleting the following language:

The Mayor shall also have the power to preside over the town court to the extent prescribed by Article VIII of this charter.

SECTION 6. Article VI, Section 1 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other acts amendatory thereto, is amended by deleting the section in its entirety and substituting instead the following:

The board of mayor and aldermen shall have the power to appoint, on an interim or regular basis, a town manager, town recorder, chief of police, town judge and town attorney, and by ordinance may establish and fill such other offices of the town as it deems necessary. The board shall also have the power to fix the compensation of all officers and employees of the town. The mayor shall perform the duties of the town manager and of the town recorder during the time any such office is vacant for any reason, or during the disability of a town manager or town recorder, unless the board has appointed another person to perform those duties.

The town manager, town attorney, town recorder, town judge, chief of police and any other officer appointed by the board are at will appointments and shall serve at the pleasure of the board of mayor and aldermen.

The town manager has the power to hire, promote, discipline, demote and otherwise make all decisions regarding the employees of the Town of Bluff City. All town employees are at will and shall serve at the pleasure of the town manager.

SECTION 7. Article VIII, Section 1 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other acts amendatory thereto, is amended by deleting the following language:

Alternatively, the board may designate the Mayor or the recorder to serve as the town judge.

SECTION 8. Article VIII, Section 4 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other acts amendatory thereto, is amended by deleting the section in its entirety.

SECTION 9. Article X, Section 8 of the Private Acts of 1929, as amended by Chapter 24 of the Private Acts of 1997, and any other acts amendatory thereto, is amended by deleting the section in its entirety.

SECTION 10. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Bluff City. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 11. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 10.

PASSED: June 4, 2009



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 8th day of July 2009


PHIL BREDESEN, GOVERNOR